

The Board of County Commissioners Of Riley County, Kansas

The Regular meeting of the Board of County Commissioners met at the Riley County Plaza East Building February 17, 2005 with the following members present: Alvan Johnson, Vice Chairman; Mike Kearns, Member; and Cindy Kabriel sitting in for Rich Vargo, County Clerk. Bob Newsome, Chairman, was absent.

8:30 Public Comment & Business Meeting

Janet Dean, Human Resources Coordinator; Kathryn Mayes, Manhattan Mercury; Clancy Holeman, Counselor/Director of Administrative Services; Eileen King, County Treasurer; Bret Glendening, Budget and Finance Officer; Leon Hobson, Director of Public Works/County Engineer; Lyndal Nyberg, League of Women Voters; Frank McCoy, Director of Community Corrections; and Shelly Williams, Juvenile Services Supervisor/JJA, attended.

Dean discussed the hiring policy.

Kearns moved to sign the Real Estate Tax Roll Correction for Woodway Investments (211-01-0-30-01-017.00-0) for tax year 2004 as the result of a Payment Under Protest per the County Appraiser. This results in a decrease in tax dollars of \$2,831.28. Johnson seconded. Carried 2-0.

Kearns moved to sign the Real Estate Tax Roll Correction for Donna D. Bolek (151-01-0-30-07-002.00-0) for tax year 2004 as the result of a Payment Under Protest per the County Appraiser. This results in a decrease in tax dollars of \$425.78. Johnson seconded. Carried 2-0.

No action was taken on the KAC and KCCA Memberships. It will be rescheduled for Monday, February 28, 2005 during the business meeting.

Kearns moved to approve the payroll vouchers in the amount of \$150,073.89 and the following warrant vouchers for February 18, 2005:

2005 Budget

County General	\$135,827.23
Truancy Monitor	810.83
Juvenile Intake Case Mgr	333.08
Riley Co Juvenile Service	4,857.10
Auto Special	2,688.79
21 st Jud Dist Surveillanc	171.30
21 st Jud Dist Teen Court	697.66
Riley Co Adult Services	5,603.77
Solid Waste	3,467.06
JIACM	496.92
Riley Co Fire Dist #1	2,052.14
University Park W&S	351.79
Konza Water Operations	323.73
TOTAL.	\$157,681.40

Johnson seconded. Carried 2-0.

Kearns moved to approve the minutes of February 14, 2005 as amended.

Johnson seconded. Carried 2-0.

8:50 Kearns moved that the County Commission recess into executive session pursuant to the non-elected personnel matters exception to the Kansas Open Meetings Act in order to discuss a performance matter involving a county employee and to protect the privacy of the employee, the open meeting to resume in the County Commission Chambers at 9:05 a.m. Johnson seconded. Carried 2-0. Clancy Holeman - County Counselor, Frank McCoy, and Shelly Williams were in attendance.

9:05 Kearns moved to go out of executive session. Johnson seconded. Carried 2-0.

No binding action was taken during the executive session.

9:00 Leon Hobson, Director of Public Works/County Engineer

Jerry Howard, Facility Supervisor; Bret Glendening, Budget and Finance Officer; Kathryn Mayes, Manhattan Mercury; Justin Weller, KSU Student; Gary Rosewicz, Assistant County Engineer; Lyndal Nyberg, League of Women Voters; and Clancy Holeman, Counselor/Director of Administrative Services, attended.

Hobson discussed a boiler for the Courthouse Plaza East (CPE) building.

The Board of County Commissioners, by consensus, agreed for staff to investigate and bring back the total cost to remove the current boilers and replace them with a smaller more efficient boiler and all costs associated with this project.

9:15 Eileen King, County Treasurer

Bret Glendening, Budget and Finance Officer; Shilo Heger, Tax and Accounting Supervisor; Kathryn Mayes, Manhattan Mercury; Clancy Holeman, Counselor/Director of Administrative Services; Justin Weller, KSU Student; and Lyndal Nyberg, League of Women Voters, attended.

King presented and discussed monthly financial reports.

King discussed a sales tax transfer.

King said Shilo Heger noticed a negative balance in the Sales and Compensation Fund since she started last March. Heger knew the balance should be zero at the end of 2004. It wasn't. Heger researched the problem and discovered in December 1997, \$13,814.65 more was sent to the state than the Treasurer's Office showed receipts for.

King said she feels the amount was transferred to the wrong account.

Johnson suggested this matter be referred to the County Attorney to review the statute of limitations and referred to the Riley County Police Department if needed.

Kearns agreed and stated he had tried to contact the County Attorney yesterday in an attempt to determine the Statute of Limitations time.

Kearns commended King and Heger for bringing this issue to the Board of County Commissioners.

Kearns moved to transfer \$13,414.15 from the County General to the Sales & Compensation Tax Fund for the error that was made in December 1997. Johnson seconded. Carried 2-0.

Holeman expressed his gratitude to the Board of County Commissioners for the opportunity to work for Riley County.

10:00 Bob Isaac, Planner

Sig Meier, Sloan & Meier; Justin Weller, KSU Student; Lyndal Nyberg, League of Women Voters; and Clancy Holeman, Counselor/Director of Administrative Services, attended.

Isaac presented a request to replat Lots 28, 29, and 30, of Mobile Gardens Addition, into two residential lots.

Johnson opened the public hearing for a request to replat Lots 28, 29, and 30, of Mobile Gardens Addition, into two residential lots.

No public input.

Johnson closed the public hearing.

Kearns moved to approve the request to replat Lots 28, 29, and 30, of Mobile Gardens Addition, into two (2) residential lots and accept any easements,

rights-of-way or licenses, as shown on the final plat. Johnson seconded. Carried 2-0.

10:15 Leon Hobson, Director of Public Works/County Engineer

Sig Meier, Sloan & Meier; Justin Weller, KSU Student; Lyndal Nyberg, League of Women Voters; Clancy Holeman, Counselor/Director of Administrative Services; Bret Glendening, Budget and Finance Officer; Rod Meredith, Assistant Director of Public Works/Parks Director; Tom Bennett, BG Consultants; Buck Gehrt; Scott Pickering, Pickering Ranch; and Gary Rosewicz, Assistant County Engineer, attended.

Hobson discussed the design for the Pickering Road bridge project.

Johnson stated that the bill must be paid since the work has been done. Staff should however refrain from ever doing this again. Staff more than doubled the cost originally approved by the commissioners and usurped it as the commissioners' discretion in this matter.

Kearns moved to approve the additional fees submitted by BG Consultants for Project Y.3-35.0 (Pickering Road bridge project) in the amount of \$24,807.40 and authorize the payment of such from the sales tax monies.

Johnson seconded. Carried 2-0.

Hobson discussed asbestos removal from the Courthouse Plaza East (CPE) building.

The Board of County Commissioners agreed for staff to proceed.

Hobson discussed the Konza II Sewer District.

The Board of County Commissioners asked Leon Hobson to reschedule the Konza II sewer when the CIP is discussed.

Johnson moved to authorize the Chair to sign the letter to the Kansas Department of Transportation in appreciation of KDOT's willingness to partner with Riley County to minimize the effects on local roadways as a result of the Fancy Creek bridge replacement. Kearns seconded. Carried 2-0.

Kearns moved to approve "Resolution No. 021705-08, A Resolution approving the Mobile Gardens Addition unit two plat and accepting the street rights-of-way, easements, and licenses as shown on said plat." Johnson seconded. Carried 2-0.

10:57 Recessed until City/County Meeting at 4:00 p.m. at County Offices

4:00 City/County Meeting at County Offices

Representing the County were Alvan Johnson, Mike Kearns – County Commissioners; Cindy Kabriel for Rich Vargo, County Clerk; Clancy Holeman, Counselor/Director of Administrative Services; Leon Hobson, Director of Public Works/County Engineer; Rod Meredith, Assistant Director of Public Works/Parks Director; Greg McClure, County Extension Agent; and Bret Glendening, Budget and Finance Officer. Representing the City of Manhattan were Mark Taussig, Mark Hatesohl, Brad Everett, Ed Klimek – City Commissioners; Ron Fehr, City Manager; Gary Fees, City Clerk; Jason Hilgers, Redevelopment Coordinator; Terry DeWeese, Director of City Park and Recreation; Jeff Hancock, Assistant Director/City Engineer; and Diane Stoddard, Assistant City Manager. Lyle Butler, Manhattan Area Chamber of Commerce; Jan Kruh, League of Women Voters; Kathryn Mayes, Manhattan Mercury; Jon Brake, Free Press; and Cathy Dawes, KMAN; attended.

Kearns introduced Clancy Holeman, the new Riley County Counselor.

Hobson said the Board of County Commissioners did officially approve the project to construct a lift station and forced sewer main across the Kansas River and hook onto the City of Manhattan sewer.

Hobson said the Board of County Commissioners approved the proposed island annexation (Highland Meadows). Hobson said the county will pay for the labor and equipment and the developer (Schultz) will pay for the materials.

Johnson stated the commission did not approve the annexation but determined no other city would be harmed by the annexation as required by law.

Fehr discussed the Scenic Drive and Anderson Avenue Annexation.

Meredith discussed the concerns that the Riley County Park Board, Rodeo Association, and Fair Board had with an aquatic center being placed in CiCo Park. Meredith said parking is the biggest concern.

Everett asked if the Fair could be moved to another location.

The County Commission said they don't foresee that in the near future.

Johnson stated the park is currently serving its original purpose as designed in the Master Plan and he is not in favor of scattering the several county functions to several different locations.

Taussig suggested the possibility of using the Equicenter at KSU.

Meredith said the Fair Board is concerned with the impact on the Fair if it was moved out in the rural areas.

Johnson expressed opposition to losing the children's playground area, jogging trail, etc. from the park. He also pointed out building a large building in the only green area with trees will forever alter the park setting and create more of an industrial/developed setting.

Klimek said the details of what the building (aquatic center) will consist of, the parking, etc. are details the Park and Recreation Board is working on.

Klimek suggested the city and county work together.

Kearns agreed.

4:37 Kearns moved to adjourn. Johnson seconded. Carried 2-0.